

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

THOMAS WEINSTEIN,

Plaintiff,

vs.

MANDARICH LAW GROUP, LLP

Defendant.

NO. 2:17-cv-01897-RSM

**REPLY DECLARATION OF T. TYLER
SANTIAGO**

T. Tyler Santiago declares as follows:

1. I am the attorney of record for Plaintiff and make this declaration of my own personal knowledge.
2. A true and correct copy of an excerpt from Mandarich Law Group's response to interrogatories is attached as **Exhibit A**. Plaintiff supplies this document in reference to the response to interrogatory 8.
3. A true and correct copy of an excerpt from Plaintiff's First Amended Responses to requests for admission are attached as **Exhibit B**. Plaintiff supplies this document in reference to Defendant's requests for admission 13-14.
4. True and correct copies of a selection of documents (letters sent to Plaintiff) provided by

EXHIBIT A

1 **INTERROGATORY NO. 7:**

2 Identify the date of the last payment made on the Account (and the identity
3 of the payor and method of payment).

4 **RESPONSE TO INTERROGATORY NO. 7:**

5 Objection, the request is vague and ambiguous as to “last payment.” Subject
6 to the foregoing objection and without waiving the same, the last payment received
7 on Account was on or about August 28, 2017. The payment was submitted by
8 Plaintiff’s employer through a wage garnishment.

9 **INTERROGATORY NO. 8:**

10 Identify the date and circumstances under which Plaintiff last became
11 delinquent on the Account. In your answer, include the date(s) on which the
12 Account was brought current, if any.

13 **RESPONSE TO INTERROGATORY NO. 8:**

14 Objection, the request seeks information that is or should be in the
15 possession of the Plaintiff. Subject to the foregoing objection and without waiving
16 the same, Defendant states that it is the attorney firm for CACH, LLC the
17 successor-in-interest to the account and would not have information or knowledge
18 as to all times, if any, the account became delinquent or the circumstances for why
19 Plaintiff failed to make his payment. Defendant further states that on or about
20 October 3, 2014, Plaintiff agreed to settle the Account. Plaintiff did not comply
21 with the terms of the Agreement and no Agreement was entered into by CACH,
22 LLC and Plaintiff. In March 2016, Defendant served a copy of the filed Summons
23 and Complaint with a copy of the Case Schedule to Defendant via mail. On or
24 about March 11, 2016, Defendant received a faxed correspondence from Plaintiff’s
25 then counsel acknowledging Plaintiff’s receipt of the filed Case Schedule and
26 stating Plaintiff’s desire to settle the lawsuit through a Stipulated Judgment. Again,
27 no Agreement was reached between the parties.

EXHIBIT B

1 **ANSWER:** After a reasonable inquiry, Plaintiff is without sufficient information to admit
2 or deny this request, therefore denied.

3 13. In March of 2016, You received a copy of the filed summons and complaint in the
4 Lawsuit.

5 **ANSWER:** Plaintiff objects to this request as the term “the Lawsuit” is not defined.
6 To the extent that Defendant refers to King County Superior Court Case no. 15-2-24463-9
7 KNT, Plaintiff admits that he received a copy of the summons and complaint in March
8 2016.

9 14. In March of 2016, You received a copy of an order setting civil case schedule in
10 the Lawsuit.

11 **ANSWER:** Plaintiff objects to this request as the term “the Lawsuit” is not defined. To
12 the extent that Defendant refers to King County Superior Court Case no. 15-2-24463-9 KNT,
13 Plaintiff admits that he received a copy of the summons and complaint in March 2016.

14 15. After receiving a copy of the documents referenced in Request for Admission 13
15 and 14, you contacted an attorney.

16 **ANSWER:** Admit.

17 16. Your attorney contacted Defendant in March of 2016 and stated that You wished
18 to enter into a stipulated judgment in the Lawsuit.

19 **ANSWER:** Admit.

20 17. You knew in March of 2016 that Defendant had filed the Lawsuit against You.

21 **ANSWER:** Admit.

22 18. You took no action in the Lawsuit after March of 2016.

EXHIBIT C

MANDARICH LAW GROUP, LLP*Attorneys at Law*

9200 Oakdale Avenue, Suite 601
 Chatsworth, CA 91311
 Telephone: 855.441.5983
 Telefax: 818.888.1260

Christopher D. Mandarich, Esq.*
 Ryan E. Vos, Esq.**
 William Boaz, Esq., *Of Counsel****
 Trevor R. Ozawa, Esq., *Of Counsel*****
 William T. Sali, Esq., *Of Counsel******
 Joseph A. Geller, Esq., *Of Counsel******

*Admitted in CA
 **Admitted in AK, CA, ID, OR & WA
 ***Admitted in OR
 ****Admitted in HI
 *****Admitted in ID
 *****Admitted in NV

February 14, 2016



THOMAS S WEINSTEIN
 400 BLAINE ST
 SEATTLE, WA 98109-2944

11181
 3027

11181



RE: Current Creditor: CACH, LLC
 Account No.: 120020945742
 Original Creditor: GE CAPITAL RETAIL BANK
 Original Creditor Account No.: 5218531007265391

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be debiting \$97.33 from your bank account on 2016-02-27. Please ensure these funds are available on or before the processing date.

Please feel free to contact our office toll-free at 1-855-441-5983 to discuss your account.

Sincerely,

Mandarich Law Group, LLP

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR.

CALLS TO AND FROM MANDARICH LAW GROUP MAY BE MONITORED AND/OR RECORDED FOR COMPLIANCE PURPOSES.

This letter is being automatically generated based upon your agreed payment arrangement with us. The sending of this letter did not involve the particular review of your account by an attorney.

IMPORTANT INFORMATION CONTINUED ON THE REVERSE SIDE.

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In Colorado: FOR INFORMATION ABOUT THE COLORADO FAIR DEBT COLLECTION PRACTICES ACT, SEE [HTTP://WWW.COLORADOATTORNEYGENERAL.GOV/CA](http://WWW.COLORADOATTORNEYGENERAL.GOV/CA). A consumer has the right to request in writing that a debt collector or collection agency cease further communication with the consumer. A written request to cease communication will not prohibit the debt collector or collection agency from taking any other action authorized by law to collect the debt.

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THOMAS S WEINSTEIN
400 BLAINE ST
SEATTLE, WA 98109-2944

128113
3027

128113



March 14, 2016

RE: Current Creditor: CACH, LLC
Account No.: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account No.: 5218531007265391

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be debiting \$97.33 from your bank account on 2016-03-27. Please ensure these funds are available on or before the processing date.

Please feel free to contact our office toll-free at 1-855-441-5983 to discuss your account.

Sincerely,

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THOMAS S WEINSTEIN
400 BLAINE ST
SEATTLE, WA 98109-2944

49763
3027

49763



April 14, 2016

RE: Current Creditor: CACH, LLC
Account No.: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account No.: 5218531007265391

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be debiting \$97.33 from your bank account on 2016-04-27. Please ensure these funds are available on or before the processing date.

Please feel free to contact our office toll-free at 1-855-441-5983 to discuss your account.

Sincerely,

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9200 Oakdale Avenue, Suite 601
Chatsworth, California 91311

ILLINOIS
1 N. Dearborn Street, Suite 650
Chicago, Illinois 60602



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THOMAS S WEINSTEIN
400 BLAINE ST
SEATTLE, WA 98109-2944

47010
3027

47010



July 14, 2016

RE: Current Creditor: CACH, LLC
Account No.: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account No.: 5218531007265391

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be debiting \$97.33 from your bank account on 2016-07-27. Please ensure these funds are available on or before the processing date.

Please feel free to contact our office toll-free at 1-855-441-5983 to discuss your account.

Sincerely,

Mandarich Law Group, LLP

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IMPORTANT INFORMATION CONTINUED ON THE REVERSE SIDE.

*62034-15A

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9200 Oakdale Avenue, Suite 601
Chatsworth, California 91311

ILLINOIS
1 N. Dearborn Street, Suite 650
Chicago, Illinois 60602



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THOMAS S WEINSTEIN
400 BLAINE ST
SEATTLE, WA 98109-2944

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August 14, 2016

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Christopher D. Mandarich (CA)
Michael D. Mandarich (CO)
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MANDARICH LAW GROUP, LLP
Attorneys at Law

Please Reply To:
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OF COUNSEL

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William T. Sali (ID)
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www.mandarichlaw.com

You may also contact us via email at
info@mandarichlaw.com



THOMAS S WEINSTEIN
400 BLAINE ST
SEATTLE, WA 98109-2944

139006
3027

139006



September 14, 2016

RE: Current Creditor: CACH, LLC
Account No.: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account No.: 5218531007265391

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be debiting \$97.33 from your bank account on 2016-09-27. Please ensure these funds are available on or before the processing date.

Please feel free to contact our office toll-free at 1-855-441-5983 to discuss your account.

Sincerely,

Mandarich Law Group, LLP

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNICATION IS FROM A DEBT COLLECTOR.

CALLS TO AND FROM MANDARICH LAW GROUP MAY BE MONITORED AND/OR RECORDED FOR COMPLIANCE PURPOSES.

IMPORTANT INFORMATION CONTINUED ON THE REVERSE SIDE.

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CALIFORNIA
9200 Oakdale Avenue, Suite 601
Chatsworth, California 91311

ILLINOIS
1 N. Dearborn Street, Suite 650
Chicago, Illinois 60602



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THOMAS S WEINSTEIN
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SEATTLE WA 98109-2944



Attorneys:

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Thomas M. McGreal (HI, CA)
Joseph A. Geller (NV)
Mathew S. LaCroix (WA)

RE: Customer Name: THOMAS WEINSTEIN
Current Creditor: CACH, LLC
Current Creditor Account Number: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account Number: 5218531007265391

Date: December 15, 2016

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be charging your credit/debit card in the amount of \$97.33 on 12/27/2016.

Please feel free to contact our office toll-free at 855.441.5983 to discuss your account.

Sincerely,
Mandarich Law Group, LLP

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Mathew S. LaCroix (WA)

RE: Customer Name: THOMAS WEINSTEIN
Current Creditor: CACH, LLC
Current Creditor Account Number: 120020945742
Original Creditor: GE CAPITAL RETAIL BANK
Original Creditor Account Number: 5218531007265391

Date: January 15, 2017

Dear THOMAS S WEINSTEIN,

In accordance with your agreement with our office, and pursuant to your authorization, we will be charging your credit/debit card in the amount of \$97.33 on 01/27/2017.

Please feel free to contact our office toll-free at 855.441.5983 to discuss your account.

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Christopher D. Mandarich, Esq.***Ryan E. Vos, Esq.******William Boaz, Esq., Of Counsel*******Trevor R. Ozawa, Esq., Of Counsel********William T. Sali, Esq., Of Counsel*********Joseph A. Geller, Esq., Of Counsel*******

*Admitted in CA

**Admitted in AK, CA, ID, OR & WA

***Admitted in OR

****Admitted in HI

*****Admitted in ID

*****Admitted in NV



THOMAS S WEINSTEIN

400 BLAINE ST

SEATTLE, WA 98109-2944

104567

3027

104567



RE: Current Creditor: CACH, LLC
 Account No.: 120020945742
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This letter is being automatically generated based upon your agreed payment arrangement with us. The sending of this letter did not involve the particular review of your account by an attorney.

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